

12:12PM

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSEPH BONGIOVANNI,

Defendant.

Case No. 1:19-cr-227
(LJV)

March 13, 2024

TRANSCRIPT EXCERPT - TESTIMONY OF CURTIS RYAN
BEFORE THE HONORABLE LAWRENCE J. VILARDO
UNITED STATES DISTRICT JUDGE

APPEARANCES:

TRINI E. ROSS, UNITED STATES ATTORNEY
BY: JOSEPH M. TRIPI, ESQ.
NICHOLAS T. COOPER, ESQ.
CASEY L. CHALBECK, ESQ.

Assistant United States Attorneys
Federal Centre
138 Delaware Avenue
Buffalo, New York 14202

And

UNITED STATES DEPARTMENT OF JUSTICE
BY: JORDAN ALAN DICKSON, ESQ.

1301 New York Ave NW
Suite 1000
Washington, DC 20530-0016
For the Plaintiff

SINGER LEGAL PLLC

BY: ROBERT CHARLES SINGER, ESQ.
80 East Spring Street
Williamsville, New York 14221

And

LAW OFFICES OF PARKER ROY MacKAY
BY: PARKER ROY MacKAY, ESQ.

3110 Delaware Avenue
Kenmore, New York 14217
For the Defendant

PRESENT:

BRIAN A. BURNS, FBI Special Agent
MARILYN K. HALLIDAY, HSI Special Agent
KAREN A. CHAMPOUX, USA Paralegal

LAW CLERK: REBECCA FABIAN IZZO, ESQ.

COURT DEPUTY CLERK: COLLEEN M. DEMMA

COURT REPORTER: ANN MEISSNER SAWYER, FCRR, RPR, CRR
Robert H. Jackson Federal Courthouse
2 Niagara Square
Buffalo, New York 14202
Ann_Sawyer@nywd.uscourts.gov

* * * * *

(Excerpt commenced at 1:24 p.m.)

(Jury is present.)

THE COURT: The government can all its next witness.

MR. TRIPI: Thank you, Your Honor. We call Curtis
Ryan.

C U R T I S R Y A N, having been duly called and sworn,
testified as follows:

MR. TRIPI: May I inquire, Your Honor?

THE COURT: You may.

MR. TRIPI: Thank you, Your Honor.

DIRECT EXAMINATION BY MR. TRIPI:

Q. Good afternoon, Special Agent Ryan, how are you?

A. Good afternoon. I'm well, thank you.

Q. Special Agent Ryan, can you tell the jury by whom you're
employed?

01:25PM 1 A. Homeland Security Investigations.

01:25PM 2 Q. And how long have you been employed by Homeland Security
01:25PM 3 Investigations?

01:25PM 4 A. Since February of 2012.

01:25PM 5 Q. And what is your current job with them?

01:25PM 6 A. I'm the resident agent in charge of the HSI office in
01:25PM 7 Indianapolis, Indiana.

01:25PM 8 Q. And prior to -- what is the job of the resident agent in
01:25PM 9 charge?

01:25PM 10 A. So I'm the second line supervisor of an office of about
01:26PM 11 30, it fluctuates as people come and go.

01:26PM 12 And then responsible for oversight of all HSI
01:26PM 13 investigations in the Southern District of Indiana.

01:26PM 14 Q. Prior to that job, were you a special agent here in the
01:26PM 15 Buffalo office?

01:26PM 16 A. Yes.

01:26PM 17 Q. How long were you in Buffalo?

01:26PM 18 A. Arrived in Buffalo in August of 2012, and here until the
01:26PM 19 end of July of last year.

01:26PM 20 Q. Can you tell the jury about your educational and work
01:26PM 21 experience leading up to August of 2012, and then we'll go
01:26PM 22 from there?

01:26PM 23 A. Yes. So, I enlisted in the Army National Guard in 1992
01:26PM 24 when I was 18 years old. Served three years in the National
01:26PM 25 Guard in Pennsylvania.

01:26PM 1 And then I went on active duty to Fort Campbell, Kentucky
01:26PM 2 as an artilleryman. I'd gotten about half of my
01:26PM 3 undergraduate degree done while I was in the National Guard.

01:26PM 4 Spend another two and a half years or so in the field
01:27PM 5 artillery, and then the 101st Airborne Division.

01:27PM 6 And then I switched in December of 1997 to Army CID, it's
01:27PM 7 the Army Criminal Investigation Command is what it was called
01:27PM 8 at the time. And CID is the shorthand historical name for
01:27PM 9 it.

01:27PM 10 So as an intern in the CID office at Fort Campbell, it
01:27PM 11 was a requirement, I had to switch MOSs because I was not an
01:27PM 12 MP --

01:27PM 13 Q. Can you slow down just a little bit?

01:27PM 14 A. Yeah. Sorry.

01:27PM 15 -- for about one year. So, in January 1999, I went to
01:27PM 16 CID school, which is in Fort McClellan, Alabama. I spent
01:27PM 17 four months there.

01:27PM 18 Q. You can continue from there, but go slower.

01:27PM 19 A. Sorry.

01:27PM 20 So it was about four months of training, and I officially
01:27PM 21 became a special agent in April of 1999.

01:27PM 22 And then my first -- or, my duty station after that was
01:28PM 23 Fort Lewis, Washington. Spent a few years there.

01:28PM 24 I was transferred to Carlisle Barracks in Pennsylvania
01:28PM 25 for a year.

1 And then from there, to Fort Bragg, North Carolina. So,
2 I got to Fort Bragg, North Carolina in December of 2002. And
3 I was there until I left active duty in the Army at the end
4 of 2004.

5 Q. And what did you do in -- as an Army CID agent?

6 A. We investigated crimes on and off the base that affected
7 Army personnel and Army interests. I had various assignments
8 throughout that span. Crimes against, you know, crimes with
9 people victims, crimes where things were stolen from the
10 Army, a very small amount of frauds directed at the Army in
11 that stretch, and some drug investigations.

12 Q. Where did your career path take you after that 2004 stop
13 at Fort Bragg?

14 A. So from there, I moved to Indianapolis actually. At the
15 time, the Army CID had a small civilian special agent unit of
16 about 100 agents that investigated contract fraud in Army
17 contracts. So I did that in Indianapolis for about three
18 years.

19 Then I took a job -- I had a couple short stints in the
20 IG community, the first one was with --

21 Q. What community?

22 A. Inspector General community. Excuse me.

23 Q. Who did you work for?

24 A. The Defense Criminal Investigative Service.

25 Q. What is that?

01:29PM 1 A. It is the investigative arm of the Department of Defense
01:29PM 2 Inspector General.

01:29PM 3 Q. And what does the Department of Defense Inspector General
01:29PM 4 investigate?

01:29PM 5 A. Primarily contract fraud in the DOD contracts or service
01:29PM 6 contracts.

01:29PM 7 Q. And DOD means Department of Defense?

01:29PM 8 A. Yes.

01:29PM 9 Q. Okay. If you could say the words --

01:29PM 10 A. Yep.

01:29PM 11 Q. -- instead of the lingo?

01:29PM 12 A. And then after that, I had a short stint with the
01:30PM 13 Department of Justice Inspector General. I investigated
01:30PM 14 contract fraud in department grant programs.

01:30PM 15 And then I took a job with the Naval Criminal
01:30PM 16 Investigative Service.

01:30PM 17 Q. When did you begin with the Naval Criminal Investigative
01:30PM 18 Service?

01:30PM 19 A. 2008.

01:30PM 20 Q. What did you do for them?

01:30PM 21 A. I was assigned to an office in Georgia that was called
01:30PM 22 the contingency response field office. We covered NCIS
01:30PM 23 missions in the Horn of Africa, and Iraq, and Afghanistan, on
01:30PM 24 a rotational basis. So I ended up going to Afghanistan three
01:30PM 25 times.

1 Q. Doing that investigative work?

2 A. Yes. The first -- first appointment was general criminal
3 investigations at a Marine Corps base in Southern
4 Afghanistan.

5 The next time was contract and fraud investigations.

6 And then the last time I was on a counterintelligence
7 deployment.

8 Q. And where did your career path take you after that?

9 A. To Homeland Security Investigations.

10 Q. When did you begin with them?

11 A. February 2012.

12 Q. Where was your first assignment?

13 A. After training, Buffalo, New York.

14 Q. And generally, what type of training did you receive
15 becoming an HSI agent?

16 A. It's training in two parts. The first part is the -- put
17 on by the Federal Law Enforcement Training Centers. It's
18 called the criminal investigator training program, it lasts
19 about eleven weeks. It covers the fundamentals of criminal
20 investigations.

21 And then the second eleven weeks is put on by Homeland
22 Security Investigations at the training center, and it
23 focuses on HSI investigations and mission.

24 Q. What is HSI's mission and duties?

25 A. To investigate transnational criminal organizations,

1 particularly those that violate the customs or immigration
2 laws of the United States.

3 Q. And by transnational criminal organizations, you're
4 talking about organizations that operate over the U.S. border
5 generally?

6 A. Generally operating in foreign commerce.

7 Q. And so when you got to -- withdrawn.

8 And those types of organizations generally, are they
9 involved in multiple types of crimes based on your training
10 and experience?

11 A. Yes.

12 Q. Does that include drug-trafficking crimes?

13 A. Drug trafficking. It's the smuggling of anything that
14 you can smuggle and make a dollar.

15 Q. Okay.

16 A. Generally.

17 Q. And, so, in February of 2012, is that when you got to
18 Buffalo?

19 A. Not until August, I started training in February.

20 Q. Oh, my fault.

21 A. I arrived in Buffalo in August.

22 Q. And when you -- when you arrive in Buffalo, your job is
23 as a special agent; is that right?

24 A. That's correct.

25 Q. Over time, you got promoted to be a supervisor in the

01:33PM

1 Buffalo office?

01:33PM

2 A. Yes. Promoted -- or, I was made an acting supervisor in

01:33PM

3 October of 2020, and then permanently promoted in March the

01:33PM

4 following year.

01:33PM

5 Q. And when did you leave the Buffalo office?

01:33PM

6 A. July 2023.

01:33PM

7 Q. That's when you went to be the RAC out in Indianapolis,

01:33PM

8 Indiana?

01:33PM

9 A. That's correct.

01:33PM

10 Q. Now, in terms of specialized training as a HSI special

01:33PM

11 agent, I don't want to go too deeply into this, but do you

01:33PM

12 have trainings that include into traditional Organized Crime?

01:33PM

13 A. Yes.

01:33PM

14 Q. And have you received training in a subset of that with

01:33PM

15 the generic or general name of Italian Organized Crime?

01:34PM

16 A. Yes.

01:34PM

17 Q. In April of 2017, were you working in Buffalo still?

01:34PM

18 A. Yes.

01:34PM

19 Q. At that point in time while a HSI special agent, were you

01:34PM

20 also actually assigned to DEA as a task force officer as

01:34PM

21 well?

01:34PM

22 A. Yes, to group D-58.

01:34PM

23 Q. And was that the Buffalo resident office of the DEA?

01:34PM

24 A. Yes.

01:34PM

25 Q. And what is group D-58?

01:34PM 1 A. It's the task force group. So it was -- there were --

01:34PM 2 there's a DEA supervisor, four or five DEA agents, and then

01:34PM 3 the rest of the group was detectives or agents from other law

01:34PM 4 enforcement agencies.

01:34PM 5 Q. And who was the supervisor of group D-58 when you were

01:34PM 6 there?

01:34PM 7 A. James McHugh.

01:34PM 8 Q. And is April 2017 when you started in that group, or when

01:35PM 9 did you start?

01:35PM 10 A. So, certainly by April 2017. May have been a little bit

01:35PM 11 earlier in the year.

01:35PM 12 Q. Okay. While you were in that DEA task force group, did

01:35PM 13 you work in the same building and DEA office as a special

01:35PM 14 agent named Joseph Bongiovanni?

01:35PM 15 A. Yes.

01:35PM 16 Q. Would it be accurate to say you were not in the same

01:35PM 17 group though?

01:35PM 18 A. We were not.

01:35PM 19 Q. What group was he in, if you know?

01:35PM 20 A. D-57.

01:35PM 21 Q. Is that typically known as the agent group?

01:35PM 22 A. Yes.

01:35PM 23 Q. Had you ever worked any cases with him?

01:35PM 24 A. No.

01:35PM 25 Q. But do you know who he is?

01:35PM 1 A. I didn't for a long time but --

01:35PM 2 Q. Okay.

01:35PM 3 A. -- I do now.

01:35PM 4 Q. Do you know now?

01:35PM 5 A. I do.

01:35PM 6 Q. Do you see him in court?

01:35PM 7 A. I do.

01:35PM 8 Q. Can you please point to him and describe something he's
01:36PM 9 wearing?

01:36PM 10 A. He's at the defense table in glasses.

01:36PM 11 **MR. TRIPI:** May the record reflect the witness has
01:36PM 12 identified Mr. Bongiovanni, Your Honor.

01:36PM 13 **THE COURT:** It does.

01:36PM 14 **BY MR. TRIPI:**

01:36PM 15 Q. Now, I'd like to direct your attention to in or about
01:36PM 16 February of 2018, okay?

01:36PM 17 A. Okay.

01:36PM 18 Q. Were you invited by an Assistant U.S. Attorney in the
01:36PM 19 Buffalo office here to a proffer interview of an individual
01:36PM 20 named Ron Serio?

01:36PM 21 A. Yes.

01:36PM 22 Q. Who invited you to that proffer?

01:36PM 23 A. Paul Parisi.

01:36PM 24 Q. Is he a former AUSA here who used to work here in the
01:36PM 25 Buffalo office?

01:36PM

1 A. Yes, that's correct.

01:36PM

2 Q. And in order to prepare for your participation --

01:36PM

3 withdrawn. When you go to a proffer interview as an agent,

01:36PM

4 generally, are the agents involved asking people questions?

01:37PM

5 A. Yes.

01:37PM

6 Q. At times, do you prepare for those types of events?

01:37PM

7 A. Yes.

01:37PM

8 Q. In preparation for meeting with Ron Serio, did you review

01:37PM

9 a prior proffer he had with the FBI, or at least a report of

01:37PM

10 it, back on April 26th, 2017?

01:37PM

11 A. Yes, I was able to read the report.

01:37PM

12 Q. Okay. Now in that February 2018 proffer, who attended

01:37PM

13 with you?

01:37PM

14 A. It was David Walters, the DEA special agent. And then

01:37PM

15 another HSI special agent named Matthew Infante.

01:37PM

16 Q. And was that proffer on or about February 8th, 2018?

01:37PM

17 A. Yes.

01:37PM

18 Q. Now, as an HSI agent walking into that interview, at that

01:37PM

19 point in time, were you investigating fellow law enforcement

01:37PM

20 here in the Buffalo area?

01:37PM

21 A. No.

01:37PM

22 Q. At that point in time, were you investigating Italian

01:38PM

23 Organized Crime here in Buffalo, New York?

01:38PM

24 A. No.

01:38PM

25 Q. When you walked into that proffer interview with Ron

01:38PM 1 Serio, February 8th, 2018, what was the focus, without
01:38PM 2 getting into what he said specifically, what was the focus of
01:38PM 3 that proffer interview from your perspective?
01:38PM 4 A. The Canadian source of supply for the controlled
01:38PM 5 substances that he'd imported before his arrest.
01:38PM 6 Q. And, generally, are you referencing marijuana and
01:38PM 7 fentanyl?
01:38PM 8 A. Yes.
01:38PM 9 Q. And fentanyl in pill form?
01:38PM 10 A. Yes.
01:38PM 11 Q. And was that -- was it your understanding that that
01:38PM 12 source of supply was an individual from Canada named Jarrett
01:38PM 13 Guy?
01:38PM 14 A. Yes.
01:38PM 15 Q. Now directing you into that February 8th, 2018 proffer
01:38PM 16 that you were in with Mr. Serio, did Serio mention or did you
01:38PM 17 ask questions about Italian Organized Crime?
01:38PM 18 A. No.
01:38PM 19 Q. Did you ask questions about or did Serio mention Mike
01:39PM 20 Masecchia?
01:39PM 21 A. No.
01:39PM 22 Q. Did you ask questions about or did Serio mention Lou
01:39PM 23 Selva?
01:39PM 24 A. No.
01:39PM 25 Q. Did you ask questions about or did Serio mention Joseph

01:39PM 1 Bongiovanni?

01:39PM 2 A. No.

01:39PM 3 Q. Now, after that February 8th, 2018 proffer, was there

01:39PM 4 some delay prior to another proffer meeting with Ron Serio?

01:39PM 5 A. Yes.

01:39PM 6 Q. And is it your understanding he had -- he was in some

01:39PM 7 type of drug treatment?

01:39PM 8 A. Yes, for opioid addiction.

01:39PM 9 Q. Okay. So moving to July 20th, 2018, was that the next

01:39PM 10 time Mr. Serio was proffered?

01:39PM 11 A. Yes.

01:39PM 12 Q. Were you present for that proffer interview in the United

01:40PM 13 States Attorney's Office for the Western District of

01:40PM 14 New York?

01:40PM 15 A. Yes, I was.

01:40PM 16 Q. Who was present for that proffer?

01:40PM 17 A. DEA Special Agent Tony Casullo, HSI Special Agent Greg

01:40PM 18 Mango, and then there was an FBI task force officer from the

01:40PM 19 Safe Streets group, Mike Maiola.

01:40PM 20 Q. Were there two prosecutors from the U.S. Attorney's

01:40PM 21 Office as well?

01:40PM 22 A. Yes.

01:40PM 23 Q. By that point in time now -- withdrawn.

01:40PM 24 You mentioned DEA Special Agent Anthony Casullo, is he

01:40PM 25 someone you also worked with at the DEA?

01:40PM 1 A. Yes, he was in D-57. And then as I remember, maybe
01:40PM 2 shortly before the time of this proffer, he was moved to
01:41PM 3 D-58.

01:41PM 4 Q. Okay. And you mentioned an HSI special agent named
01:41PM 5 Gregory Mango?

01:41PM 6 A. Yes.

01:41PM 7 Q. Was he also an FBI task force officer?

01:41PM 8 A. Yes. I think he was still working with Safe Streets at
01:41PM 9 the time I think.

01:41PM 10 Q. Okay. So he was a task force officer similar to what you
01:41PM 11 were, but with the FBI?

01:41PM 12 A. Yes.

01:41PM 13 Q. And then you mentioned an FBI task force officer named
01:41PM 14 Mike Maiola. Did he also work for the Buffalo Police
01:41PM 15 Department?

01:41PM 16 A. Yes.

01:41PM 17 Q. And by that point in time, was it your understanding that
01:42PM 18 the individuals in that proffer were invited by the U.S.
01:42PM 19 Attorney's Office?

01:42PM 20 A. Yes.

01:42PM 21 Q. Had Special Agent Gregory Mango recently completed a -- a
01:42PM 22 lengthy racketeering trial involving special biker gangs?

01:42PM 23 A. Yes, the Kingsmen.

01:42PM 24 Q. Is it your understanding he was there because a place
01:42PM 25 called Pharaoh's Gentlemen's Club came up in that case?

01:42PM 1 A. Yes.

01:42PM 2 Q. By that point in time, going into that proffer, had your
01:43PM 3 plan of topics to question Mr. Serio about shifted from that
01:43PM 4 proffer back in February 2018?

01:43PM 5 A. Yes, it had.

01:43PM 6 Q. Now, walking into that July 20th, 2018 proffer, what was
01:43PM 7 the intended focus of the proffer, things to ask Mr. Serio
01:43PM 8 about?

01:43PM 9 A. Ask him in more detail than we had previously about his
01:43PM 10 distribution network in Buffalo, and then also his
01:43PM 11 relationship to Peter and Anthony Gerace, and knowledge that
01:43PM 12 he had of Pharaoh's, and the bikers at Pharaoh's.

01:43PM 13 Q. In terms of focusing on your questions, were you also
01:43PM 14 intent upon asking about Italian Organized Crime?

01:43PM 15 A. Yes.

01:43PM 16 Q. Did you have a general understanding of the familial
01:43PM 17 relationship between Peter Gerace, Anthony Gerace, and the
01:44PM 18 Todaro family?

01:44PM 19 A. Yes.

01:44PM 20 Q. Now, when a proffer begins, do you sit down and give
01:44PM 21 Mr. Serio a list of questions you intend to ask start to
01:44PM 22 finish?

01:44PM 23 A. No.

01:44PM 24 Q. Do those questions start to come up as the interview
01:44PM 25 progresses?

01:44PM 1 A. They do.

01:44PM 2 Q. As you start to ask questions along those lines, about
01:44PM 3 the Geraces, what, if anything, did you notice about
01:44PM 4 Mr. Serio's demeanor when you started those lines of
01:44PM 5 questions?

01:44PM 6 A. He was particularly uncomfortable when I asked him about
01:44PM 7 Peter and Anthony Gerace. And I remember I asked the
01:44PM 8 question if the -- he said that they had a lot of, you know,
01:44PM 9 kind of like they carried a lot of weight in the community.
01:44PM 10 And I remember asking him --

01:45PM 11 **MR. MacKAY:** Judge, I'm going to object to any
01:45PM 12 hearsay that's coming in through this witness.

01:45PM 13 **THE COURT:** That's sustained.

01:45PM 14 **MR. TRIPI:** I think he was just leading into what his
01:45PM 15 question was.

01:45PM 16 **THE COURT:** I understand, but that's sustained.

01:45PM 17 And the jury will strike what the witness testified
01:45PM 18 that Mr. Serio said.

01:45PM 19 **MR. TRIPI:** Okay. Without --

01:45PM 20 **THE COURT:** And, again, when I tell you --

01:45PM 21 **MR. TRIPI:** Sorry.

01:45PM 22 **THE COURT:** -- to strike something, I understand you
01:45PM 23 can't put it out of your mind. Just understand that it would
01:45PM 24 be very unfair for you to consider that as part of the verdict
01:45PM 25 that you reach.

01:45PM 1 **MR. TRIPI:** Without getting --

01:45PM 2 **THE COURT:** And I'm not being critical of the
01:45PM 3 witness, he --

01:45PM 4 **THE WITNESS:** I understand, Your Honor.

01:45PM 5 **MR. TRIPI:** I didn't mean to interrupt you twice,
01:45PM 6 Judge.

01:45PM 7 **THE COURT:** That's okay.

01:45PM 8 **MR. TRIPI:** I interpreted the pause wrong, sorry
01:45PM 9 about that.

01:45PM 10 **THE COURT:** That's okay.

01:45PM 11 **BY MR. TRIPI:**

01:45PM 12 Q. Without getting into the specifics about what Mr. Serio
01:45PM 13 said, did something he said cause you to ask a question, a
01:45PM 14 specific question about Anthony and Peter Gerace?

01:45PM 15 A. Yes.

01:45PM 16 Q. What was your question?

01:45PM 17 A. What does it mean for someone to be connected.

01:46PM 18 Q. And is that when you started to notice Mr. Serio's
01:46PM 19 demeanor?

01:46PM 20 A. Yes.

01:46PM 21 Q. And how would you characterize his demeanor?

01:46PM 22 A. He was trying to evade answering that question.

01:46PM 23 Q. Did he appear uncomfortable to you?

01:46PM 24 A. He was.

01:46PM 25 Q. And he was there sitting next to his attorney, right?

01:46PM

1 A. Yes.

01:46PM

2 Q. And who was his attorney?

01:46PM

3 A. Mr. Greenman. Herb Greenman.

01:46PM

4 Q. Did the observations you were making and the feedback you

01:46PM

5 were getting from Mr. Serio cause you to keep asking

01:46PM

6 questions in that category?

01:46PM

7 A. Yes. I continued to ask him the same question. And I

01:46PM

8 was gonna ask it until he answered it.

01:46PM

9 Q. And did you continue to ask questions about Anthony and

01:46PM

10 Peter Gerace?

01:46PM

11 A. Yes.

01:46PM

12 Q. Now, when you were in that proffer, or any time before

01:46PM

13 entering that proffer, were you intent upon investigating

01:47PM

14 Defendant Bongiovanni?

01:47PM

15 A. No. It never entered my mind.

01:47PM

16 Q. As you asked those questions to Ron Serio, did he say

01:47PM

17 something that changed your investigation and the direction

01:47PM

18 of it for the next several years?

01:47PM

19 A. Yes.

01:47PM

20 Q. Whose name did Ron Serio utter that changed your focus?

01:47PM

21 A. Joseph Bongiovanni.

01:47PM

22 Q. Was that a lengthy proffer?

01:47PM

23 A. Several hours.

01:47PM

24 Q. At the conclusion of that proffer, what happened next

01:47PM

25 while law enforcement -- I should, be clear, after Mr. Serio

01:47PM 1 and his attorney leave the room, and you're left in the room
01:48PM 2 with the agents that you talked about and the prosecutors,
01:48PM 3 what happened at that juncture and time?

01:48PM 4 A. We had a discussion about how to properly handle what
01:48PM 5 Mr. Serio said. Reached the conclusion that we needed to go
01:48PM 6 immediately report it to -- Tony and I had the same DEA group
01:48PM 7 supervisor at the time, so Jim McHugh, so we went in person,
01:48PM 8 reported what was said to Mr. McHugh.

01:48PM 9 And then I also still had an HSI group supervisor at the
01:48PM 10 time, William Gamble. And so as soon as we were finished
01:48PM 11 telling McHugh what had happened, I went upstairs to the
01:48PM 12 sixth floor where the HSI office is in the Electric Tower at
01:48PM 13 the time and reported that same information to Bill Gamble.

01:48PM 14 Q. And Bill Gamble was your supervisor?

01:48PM 15 A. He was my HSI group supervisor at the time.

01:48PM 16 Q. And were you also getting guidance from the U.S.
01:49PM 17 Attorney's Office?

01:49PM 18 A. Yes.

01:49PM 19 Q. Was there a determination made that you would write the
01:49PM 20 report about what Mr. Serio said?

01:49PM 21 A. Yes.

01:49PM 22 Q. Was there a determination made that there would be two
01:49PM 23 versions of that report documenting what Mr. Serio said?

01:49PM 24 A. Yes.

01:49PM 25 Q. Without getting into what Mr. Serio said specifically,

1 explain for the jury why there was a determination made to
2 create two versions of the report.

3 A. So, in the DEA report, the decision was made to omit the
4 statements about Mr. Bongiovanni because they would be
5 reported separately to DEA Office of Professional
6 Responsibility by the DEA Buffalo office.

7 And then it was also to protect Mr. Bongiovanni's
8 reputation. Those reports are queriable. There's a DEA tool
9 where, you know, anybody can read those case reports.

10 Q. Let me break that down. You're gonna write an HSI ROI
11 and a DEA-6?

12 A. Yes.

13 Q. When you write the DEA-6, are you gonna say anything
14 about, in that report, what Mr. Serio had told investigators
15 about Joe Bongiovanni?

16 A. No.

17 Q. Is that because a standard DEA-6 report, by the year of
18 2018, was able to be searched by anyone in the DEA office?

19 A. Yes.

20 Q. Okay. Separately, DEA office, DEA special agents don't
21 have access to HSI reports, correct?

22 A. Correct, unless -- they'd have to be a task force officer
23 with HSI.

24 Q. Okay. Was there a determination made to keep the
25 individuals who knew about the information small?

01:50PM 1 A. Yes. Within the HSI report writing system I had the
01:50PM 2 ability to define by name the people who could see that
01:50PM 3 report.

01:51PM 4 Q. And was that list of people small?

01:51PM 5 A. It was small.

01:51PM 6 Q. Who was it?

01:51PM 7 A. Me, and my chain of command at that point.

01:51PM 8 Q. Meaning you, your supervisor, and your supervisor's
01:51PM 9 supervisor?

01:51PM 10 A. Yep, and Greg Mango who was in the proffer was the only
01:51PM 11 other person on there.

01:51PM 12 Q. And did those decisions serve a twofold purpose?

01:51PM 13 A. Yes.

01:51PM 14 Q. I think you mentioned them. One is case security?

01:51PM 15 A. Case security. Completeness of the report, but then also
01:51PM 16 an effort to protect Mr. Bongiovanni's reputation in the
01:51PM 17 event that it was unfounded.

01:51PM 18 Q. Because you were going to do a full-blown investigation
01:51PM 19 at that point, correct?

01:51PM 20 A. Yes.

01:51PM 21 Q. Now, at some point thereafter, on or about August 1st,
01:51PM 22 2018, did you, around that time, did you become aware that
01:51PM 23 DEA Special Agent Casullo, following the proffer that we just
01:52PM 24 talked about, had reported race-related comments regarding
01:52PM 25 Bongiovanni?

01:52PM

1 A. I did.

01:52PM

2 Q. Did that revelation or that reporting of information, did

01:52PM

3 that shift Special Agent Casullo's role in any investigation

01:52PM

4 moving forward?

01:52PM

5 A. It did. Those -- those comments --

01:52PM

6 Q. So my next question is: After that, did Casullo have an

01:52PM

7 investigative role, or was he determined to be a fact

01:52PM

8 witness?

01:52PM

9 A. He was determined to be a witness.

01:52PM

10 Q. Eventually, as the investigation started to progress, did

01:52PM

11 you stop going to DEA?

01:52PM

12 A. Yes.

01:52PM

13 Q. Around the timing within proximity to you becoming aware

01:53PM

14 of the race-related comments, did Department of Justice

01:53PM

15 Office of Inspector General join the investigation?

01:53PM

16 A. Yes.

01:53PM

17 Q. Was their focus the race-related prong of it?

01:53PM

18 A. Yes.

01:53PM

19 Q. Who from HS -- excuse me, who from DOJ OIG, so Office of

01:53PM

20 Inspector General, was assigned to the investigation?

01:53PM

21 A. Special Agent David Carpenter.

01:53PM

22 Q. Where was he based out of?

01:53PM

23 A. New York City.

01:53PM

24 Q. Were efforts made to conceal the investigative details of

01:53PM

25 this investigation from DEA and from the broader law

01:53PM 1 enforcement community in the Buffalo area?

01:53PM 2 A. Yes.

01:53PM 3 Q. Describe how.

01:53PM 4 A. The information was limited to only those people who

01:53PM 5 absolutely needed to know, only a small number of people

01:54PM 6 within the HSI office. We didn't do any of the normal

01:54PM 7 deconfliction with other law enforcement the way we would in

01:54PM 8 another case.

01:54PM 9 Q. What do you mean by that?

01:54PM 10 A. The normal course of -- in the normal course of an

01:54PM 11 investigation, it's very common to do information sharing

01:54PM 12 with other law enforcement agencies in the area to see if the

01:54PM 13 person you're investigating has had contact with that law

01:54PM 14 enforcement agency, any information that could help me in

01:54PM 15 this case. We didn't to do any of that with this one. So --

01:54PM 16 Q. Were those for the reasons you've described?

01:54PM 17 A. For the reasons I've described earlier in talking about

01:54PM 18 the report.

01:54PM 19 Q. With respect to the U.S. Attorney's Office, was it your

01:54PM 20 understanding that, similarly, there were very few people who

01:54PM 21 knew the information?

01:54PM 22 A. Yes.

01:54PM 23 Q. Did that include prosecutors in the room, and my chain of

01:55PM 24 command?

01:55PM 25 A. Yes.

01:55PM 1 Q. At the time, was that first assistant Joseph Guerra and
01:55PM 2 U.S. Attorney J.P. Kennedy?

01:55PM 3 A. Yes.

01:55PM 4 Q. After the events of July 20th, 2018, and August 1st,
01:55PM 5 2018, did Special Agent Anthony Casullo have any
01:55PM 6 decisionmaking authority in the investigation of Joseph
01:55PM 7 Bongiovanni?

01:55PM 8 A. No.

01:55PM 9 Q. Did he have any role in the day-to-day investigation of
01:55PM 10 Bongiovanni or Gerace?

01:55PM 11 A. No.

01:55PM 12 Q. I'd like to direct your attention to January 1st, 2019,
01:55PM 13 okay?

01:55PM 14 A. Yes.

01:55PM 15 Q. So this is about six months or so roughly after the
01:55PM 16 initial information about Bongiovanni came in; is that right?

01:55PM 17 A. Yes.

01:55PM 18 Q. July 20th, 2018 is the first mention of his name, and
01:56PM 19 January 1st, 2019 is just shy of six months later; is that
01:56PM 20 fair?

01:56PM 21 A. Fair.

01:56PM 22 Q. Okay. Did there come a time on or about January 1st or
01:56PM 23 shortly thereafter when you heard that Michael Sinatra's
01:56PM 24 residence was burglarized in the Town of Tonawanda?

01:56PM 25 A. Yes.

01:56PM 1 Q. Were you made aware after that, were you made aware of

01:56PM 2 comments that the defendant made to another member of law

01:56PM 3 enforcement, a detective named Thomas Oswald, regarding the

01:56PM 4 Sinatra burglary?

01:56PM 5 A. Yes, about a week later.

01:56PM 6 Q. Without telling the comments, who was -- who was the

01:56PM 7 individual you learned that Bongiovanni made the comments to?

01:56PM 8 A. Thomas Oswald was the detective at the Town of Tonawanda

01:56PM 9 Police.

01:56PM 10 Q. And who made you aware that Detective Oswald had come

01:56PM 11 across some information based upon what Bongiovanni had said?

01:56PM 12 A. Jeff Campanella, who's also at -- he was a detective for

01:57PM 13 the Town of Tonawanda Police, and he was one of the

01:57PM 14 investigative detectives on a burglary.

01:57PM 15 Q. Burglary of Sinatra?

01:57PM 16 A. Yes.

01:57PM 17 Q. Did those events culminate in HSI interviewing Detective

01:57PM 18 Thomas Oswald?

01:57PM 19 A. Yes.

01:57PM 20 Q. Ultimately, pursuant to investigation you participated

01:57PM 21 in, did you and HSI Special Agent Marilyn Halliday arrest the

01:57PM 22 individuals that were connected to the Sinatra burglary?

01:57PM 23 A. Yes.

01:57PM 24 Q. And who were they?

01:57PM 25 A. John McDonald and Ronald Rowles.

01:57PM 1 Q. And were they charged with drug-related offenses under
01:57PM 2 federal law?

01:57PM 3 A. Yes.

01:57PM 4 Q. I'd like to direct your attention further in January of
01:57PM 5 2019 to on or about January 28th, 2019, okay?

01:57PM 6 A. Okay.

01:57PM 7 Q. So, roughly four weeks after the Sinatra burglary.

01:58PM 8 Did HSI execute two federal search warrants related to
01:58PM 9 this investigation on that day?

01:58PM 10 A. Yes.

01:58PM 11 Q. Who were the targets of those two federal search warrants
01:58PM 12 that day?

01:58PM 13 A. Anthony Gerace and Michael Sinatra.

01:58PM 14 Q. Where was Anthony Gerace's residence?

01:58PM 15 A. In Clarence Center, 9070 Michael Douglas Drive.

01:58PM 16 Q. And where was Michael Sinatra's residence?

01:58PM 17 A. 2802 Colvin Boulevard in the Town of Tonawanda.

01:58PM 18 Q. With regard to the Anthony Gerace search warrant,
01:58PM 19 generally what did the search warrant, that federal search
01:58PM 20 warrant, permit you to search for?

01:58PM 21 A. Guns, drugs, currency, other evidence of drug
01:58PM 22 trafficking.

01:58PM 23 Q. And generally what did the search warrant permit HSI to
01:58PM 24 search for at the Sinatra residence?

01:58PM 25 A. The same types of items.

01:58PM 1 Q. Were you in charge of one of those search warrants?

01:58PM 2 A. The one at Anthony Gerace's residence.

01:59PM 3 Q. Was there another HSI special agent who, by that point in
01:59PM 4 time, was a co-case agent of yours who was in charge at the
01:59PM 5 Michael Sinatra residence?

01:59PM 6 A. Yes, Marilyn Halliday.

01:59PM 7 Q. Were those search warrants executed simultaneously at
01:59PM 8 each location?

01:59PM 9 A. Yes.

01:59PM 10 Q. Please explain for the jury why search warrants would be
01:59PM 11 executed simultaneously in an investigation like that.

01:59PM 12 A. We had reason to believe, based off of phone toll
01:59PM 13 analysis done after the burglary, that Mr. Sinatra and
01:59PM 14 Anthony Gerace were in frequent telephone contact. Based on
01:59PM 15 the frequency of the contact, we executed the warrants at the
01:59PM 16 same time. That prevents one from warning the other that law
01:59PM 17 enforcement is executing search warrants that morning.

01:59PM 18 Q. And is there a general methodology or a general manner in
02:00PM 19 which those types of residential search warrants are
02:00PM 20 executed --

02:00PM 21 A. Yes.

02:00PM 22 Q. -- by HSI?

02:00PM 23 A. Yes.

02:00PM 24 Q. Just can you go through the general way a search warrant
02:00PM 25 like that is executed for the jury so they understand?

02:00PM 1 A. Sure. On that morning, a tactical team cleared Anthony
02:00PM 2 Gerace's residence. And then once it was -- once they
02:00PM 3 determined it was safe and clear, a K-9 handler searched the
02:00PM 4 residence. And then a photographer photographed it before
02:00PM 5 anything else was disturbed.

02:00PM 6 And then once those steps have been accomplished, search
02:00PM 7 teams are assigned, and we begin searching the house,
02:00PM 8 typically in pairs, sometimes more, per room.

02:00PM 9 Evidence is identified, photographed in place before it's
02:00PM 10 removed. And I think on that day, we used the kitchen table
02:00PM 11 as a collection area for the evidence processing. So once
02:00PM 12 the evidence is photographed in place, it was moved to a
02:01PM 13 table in the kitchen where the evidence custodian for the
02:01PM 14 warrant does the evidence documentation.

02:01PM 15 Q. And then is that to ensure the evidence is secured and
02:01PM 16 then brought securely to HSI?

02:01PM 17 A. Yes.

02:01PM 18 Q. And then when you get back to your office, do you, as the
02:01PM 19 case agent, go through everything and make sure it's entered
02:01PM 20 appropriately in proper chain of custody?

02:01PM 21 A. Yes.

02:01PM 22 Q. So the steps are entry, securing the location, searching,
02:01PM 23 photographing, seizing, and then bringing back to the office
02:01PM 24 and documenting it; is that correct?

02:01PM 25 A. Yes. There's a lot of fielding of questions during the

02:01PM 1 search, too.

02:01PM 2 Q. Is that by other agents?

02:01PM 3 A. Yeah, other agents. They're just, you know --

02:01PM 4 Q. Are some of those questions designed to ensuring what

02:01PM 5 you're talking is authorized by the warrant?

02:01PM 6 A. Right, that it's authorized by the warrant. Also, that

02:02PM 7 it relates to the investigation.

02:02PM 8 Q. As the lead case agent, did you observe and review all

02:02PM 9 the evidence that was collected at the Anthony Gerace scene?

02:02PM 10 A. Yes.

02:02PM 11 Q. What did you observe?

02:02PM 12 A. There was currency, bulk marijuana, THC vape cartridges,

02:02PM 13 THC edible gummies, firearms, ammunition. There was a -- a

02:02PM 14 bottle of testosterone. A few unlabeled tablets.

02:02PM 15 Q. Was there some type of ledger or log as well?

02:02PM 16 A. There was. Just like a -- it might have been related to

02:02PM 17 sports gambling. And there was a Super Bowl squares, almost

02:02PM 18 like a poster, you know, with the squares on it.

02:02PM 19 Q. Did those items have names of other people on them?

02:02PM 20 A. Yes.

02:02PM 21 Q. Were they seized as evidence, because sometimes people

02:02PM 22 who are involved in drug activity together do social things

02:03PM 23 together?

02:03PM 24 A. Yes.

02:03PM 25 Q. Did it give you a framework for Anthony Gerace's

02:03PM 1 associates?

02:03PM 2 A. Yes.

02:03PM 3 Q. With regard to the photographs of the items that were

02:03PM 4 seized through the search at Anthony Gerace's residence on

02:03PM 5 Michael Douglas Drive, have you reviewed a CD of all those

02:03PM 6 photographs marked as Government Exhibit 72?

02:03PM 7 A. Yes, I --

02:03PM 8 Q. And do those contain Government Exhibit 72A-1 through

02:03PM 9 72A-112?

02:03PM 10 A. Yes.

02:03PM 11 Q. I'm going to hand you up the CD. Do you recognize

02:04PM 12 Government Exhibit 72 for identification?

02:04PM 13 A. I do.

02:04PM 14 Q. What do you recognize it to be?

02:04PM 15 A. It's the CD containing the photos from the search

02:04PM 16 warrant.

02:04PM 17 Q. And how do you recognize that to be the CD that is the

02:04PM 18 photos of that search warrant?

02:04PM 19 A. Excuse me. I wrote the address of the search warrant, so

02:04PM 20 it says 9070 Michael Douglas, photos, signed my name, and

02:04PM 21 then put the date that I viewed the photos on the CD, which

02:04PM 22 is February 6, 2024.

02:04PM 23 Q. And do all those photos fairly and accurately depict

02:04PM 24 items that were seized and located during that search?

02:04PM 25 A. Yes.

02:04PM 1 Q. And does that encompass Exhibit 72A-1 through 72A-112,
02:04PM 2 the printed copies of all the photos?

02:04PM 3 A. Yes.

02:04PM 4 **MR. TRIPI:** The government offers Exhibit 72,
02:04PM 5 Your Honor. And for record purposes, that will include 72A-1
02:05PM 6 through 72A-112. Being on the CD, it will be easier to
02:05PM 7 review.

02:05PM 8 **MR. MacKAY:** Judge, can we approach on this quickly?

02:05PM 9 **THE COURT:** Come on up.

02:05PM 10 (Sidebar discussion held on the record.)

02:05PM 11 **MR. MacKAY:** I guess I'm just curious how we're
02:05PM 12 proceeding here. With the Masecchia search warrant stuff
02:05PM 13 which I expect to come out later, I know the government has
02:05PM 14 pulled out sub exhibits of what they want to show. I don't
02:05PM 15 necessarily have an objection to 72 coming in, I just don't
02:05PM 16 know if we're going through all of the photos again.

02:06PM 17 **THE COURT:** I don't think so. I think Mr. Tripi said
02:06PM 18 he's not going to put them all. But if you don't object,
02:06PM 19 they're all going to be admitted.

02:06PM 20 **MR. MacKAY:** I understand.

02:06PM 21 **MR. TRIPI:** This one doesn't have the duplicates that
02:06PM 22 the other one had.

02:06PM 23 **MR. MacKAY:** I think that's my understanding.

02:06PM 24 **THE COURT:** How many are you going to show?

02:06PM 25 **MR. TRIPI:** 17.

02:06PM 1 **MR. MacKAY:** With that understanding, I have no
02:06PM 2 objection.

02:06PM 3 **THE COURT:** No objection? Okay, great.

02:06PM 4 (End of sidebar discussion.)

02:06PM 5 **THE COURT:** So the exhibit is admitted without
02:06PM 6 objection; is that correct, Mr. MacKay?

02:06PM 7 **MR. MacKAY:** It is.

02:06PM 8 **(GOV Exhibit 72 was received in evidence.)**

02:06PM 9 **MR. TRIPI:** Thank you, Your Honor.

02:06PM 10 Ms. Champoux, can we pull up 72A-72.

02:06PM 11 **BY MR. TRIPI:**

02:06PM 12 Q. All right. Special Agent Ryan, can you tell the jury
02:06PM 13 what's depicted in this photo?

02:06PM 14 A. It's the front exterior of the house at 9070 Michael
02:07PM 15 Douglas Drive.

02:07PM 16 Q. That's the residence of Anthony Gerace?

02:07PM 17 A. Yes, it is.

02:07PM 18 Q. Before I go further, you applied for the search warrant
02:07PM 19 that culminated in this search; is that correct?

02:07PM 20 A. Yes.

02:07PM 21 Q. Now, had you actually started to work on a search warrant
02:07PM 22 for a different -- a different house that Anthony Gerace
02:07PM 23 lived at before you worked on this house?

02:07PM 24 A. Yes. It was on Kensington in Amherst.

02:07PM 25 Q. Does 2130 Kensington sound right?

02:07PM 1 A. Yes, it does.

02:07PM 2 Q. And while you were preparing the search warrant at 2130
02:07PM 3 Kensington, did you learn that Anthony Gerace was moving?

02:07PM 4 A. I went to take a picture like this for my application,
02:07PM 5 and there was a moving truck in the driveway, so yes.

02:07PM 6 Q. And one of the last things that you did -- or, one of the
02:07PM 7 things you did in getting ready for the search warrant at
02:07PM 8 2130 Michael Douglas, did you work with a local police
02:07PM 9 agency, the Amherst Police Department?

02:07PM 10 A. Yes.

02:07PM 11 Q. Did they do something for you called a trash pull?

02:08PM 12 A. They did.

02:08PM 13 Q. Did they find evidence of marijuana trafficking in
02:08PM 14 Anthony Gerace's garbage?

02:08PM 15 A. Yes.

02:08PM 16 Q. Was that part of your search warrant application for
02:08PM 17 2130, but you never submitted it to the Court because he
02:08PM 18 moved?

02:08PM 19 A. Correct.

02:08PM 20 Q. Okay. Now, this is Anthony's house that he moved to in
02:08PM 21 January, in or about January --

02:08PM 22 A. In or about January, yep.

02:08PM 23 Q. -- 2019. And were those his vehicles in the driveway?

02:08PM 24 A. Yes.

02:08PM 25 **MR. TRIPI:** Okay. Let's go to 72A-24 and 72A-25,

Ms. Champoux, can you split that screen with those two.

I guess it's 18 then, Judge, total, this counts as two.

BY MR. TRIPI:

Q. Okay. Can you tell the jury what they're looking at in 72A-24 and 25, and in what part of the house this is in?

A. So this is in the basement in a storage area under the stairs coming down from the first floor.

Q. And what was in the -- what was in those cardboard boxes?

A. So the -- in 24, photograph 24, the open top of the box, those black packages are some of the THC vape cartridges.

Q. And is THC the active ingredient in marijuana?

A. Yes, tetrahydrocannabinol.

Q. Is it a Schedule I controlled substance?

A. It is.

Q. Then and currently?

A. Then and currently, yes.

Q. And in 72A-25, there look to be some like black items.

What are those items?

A. Firearms in cases.

Q. And you reviewed those items in place?

A. Yes.

Q. They were photographed as they appear here?

A. Yes.

Q. They were later brought back to HSI, Homeland Security's

02:10PM 1 office?

02:10PM 2 A. That's correct.

02:10PM 3 Q. Put into evidence?

02:10PM 4 A. Yes.

02:10PM 5 **MR. TRIPI:** One moment, Your Honor. I promise not to
02:10PM 6 break any court furniture, Your Honor.

02:10PM 7 **BY MR. TRIPI:**

02:11PM 8 Q. All right. I've handed up Exhibit 71 -- 78-1 and 78-2.

02:11PM 9 I've opened one of the boxes. The box that we've opened is
02:11PM 10 78-1. Do you recognize those two boxes, Exhibit 78-1 and 2?

02:11PM 11 A. Yes.

02:11PM 12 Q. And how do you recognize them?

02:11PM 13 A. Well, they're the boxes from the photograph. I recognize
02:11PM 14 the evidence markings that we made on the outside of them and
02:11PM 15 were put into evidence. Yep.

02:11PM 16 Q. Do the boxes also have your case number on it?

02:11PM 17 A. Yes. So they're actually -- they get two case numbers
02:11PM 18 for us. One is the overall file, and then each seizure gets
02:12PM 19 an individual number. So this number that starts 20190901
02:12PM 20 and continues 00480 dash 01, that number is unique to that
02:12PM 21 particular seizure.

02:12PM 22 Q. All right. Other than the fact that we opened it up now
02:12PM 23 and it's sitting here in court, are those boxes in the same
02:12PM 24 or substantially same condition today as when they were
02:12PM 25 seized from Mr. Gerace?

02:12PM 1 A. Yes.

02:12PM 2 Q. And samples of those were sent for testing as well,
02:12PM 3 right?

02:12PM 4 A. Yes.

02:12PM 5 **MR. TRIPI:** Okay. Judge, the government offers
02:12PM 6 Exhibits 78-1 and 78-2 as are sitting in front of you.

02:12PM 7 **MR. MacKAY:** No objection, Your Honor.

02:12PM 8 **THE COURT:** Received without objection.

02:12PM 9 **(GOV Exhibits 78-1 and 2 were received in evidence.)**

02:12PM 10 **MR. TRIPI:** Thank you, Your Honor. I'll just publish
02:12PM 11 one of them, Your Honor. I don't know if I can lift them
02:13PM 12 both.

02:13PM 13 **BY MR. TRIPI:**

02:13PM 14 Q. Special Agent Ryan, before I put these away, can you just
02:13PM 15 take one out and hold it up for the jury?

02:13PM 16 And what is the -- what does that packaging say? What is
02:13PM 17 it?

02:13PM 18 A. It says Venom. It looks like the brand name. And then
02:13PM 19 pineapple, which I'm sure is the flavor.

02:13PM 20 Q. So those are the cartridges that contain this THC oil
02:13PM 21 that people smoke to smoke THC-based products?

02:13PM 22 A. Yes.

02:13PM 23 Q. And in total, were there 991 of those?

02:14PM 24 A. Yes. So this one says it had THC distillate as the first
02:14PM 25 ingredient.

02:14PM 1 Q. And do those on the black market, are those a valuable
02:14PM 2 commodity in the drug trade?

02:14PM 3 A. Yes, they can be.

02:14PM 4 Q. Okay. Let's put that back in, and I'll remove those.

02:15PM 5 Okay. Now, you mentioned also that cash was found?

02:15PM 6 A. Yes, \$103,360.

02:15PM 7 Q. How much?

02:15PM 8 A. It was \$103,360.

02:15PM 9 **MR. TRIPI:** Okay. Ms. Champoux, can you show
02:15PM 10 Government Exhibit 72A-37.

02:15PM 11 **BY MR. TRIPI:**

02:15PM 12 Q. Is that some of the cash that was located in Mr. Gerace's
02:15PM 13 residence?

02:15PM 14 A. Yes. There was a smaller amount in -- that's looking
02:15PM 15 down into the drawer of a nightstand in the master bedroom.

02:15PM 16 Q. And was there a second location where bulk cash was
02:15PM 17 found?

02:15PM 18 A. In the closet in the same bedroom.

02:15PM 19 **MR. TRIPI:** Ms. Champoux, can you pull up 72A-46,
02:15PM 20 please, and put it next to this one.

02:16PM 21 **BY MR. TRIPI:**

02:16PM 22 Q. Okay. We've talked about the image on the left, which is
02:16PM 23 72A-37. Can you tell the jury what they're looking at
02:16PM 24 72A-46?

02:16PM 25 A. That's a shelf in the closet in that same bedroom. And

1 then it's similarly stacked and rubber banded currency. I
2 think if you zoom in on it, you can you see that it's also in
3 the shrink wrap or heat-seal freezer bag.

4 **MR. TRIPI:** Can you zoom in even further, please,
5 Ms. Champoux, just on the money itself?

6 **THE WITNESS:** So that's why it has that snakeskin
7 sort of look, is the freezer bag, the heat-seal bag.

8 **BY MR. TRIPI:**

9 Q. And is that type of packaging of money, bundled and
10 packaged in that type of packaging, consistent in your
11 experience with money coming from elicited means?

12 A. Yes.

13 Q. Do you see that often in drug-trafficking cases?

14 A. Yes.

15 Q. Bulk currency?

16 A. Yes, and the associated money movement, yes.

17 **MR. TRIPI:** Okay. We can pull those down.

18 Ms. Champoux, can you pull up 72A-42 please?

19 **BY MR. TRIPI:**

20 Q. Did you find some ammunition for various types of
21 firearms during the search?

22 A. Yes. 562 rounds of various types of ammunition.

23 Q. And here we see about five rounds of a type of
24 ammunition?

25 A. Yes, that's rifle ammunition.

02:17PM 1 **MR. TRIPI:** Can we go to 72A-44, Ms. Champoux.

02:17PM 2 **BY MR. TRIPI:**

02:17PM 3 Q. And what's the jury looking at there?

02:18PM 4 A. It's inside of a coat pocket in the closet. It's the --

02:18PM 5 there's a used vial of steroids and a hypodermic needle in

02:18PM 6 there, if I remember correctly, when that sandwich bag comes

02:18PM 7 out.

02:18PM 8 **MR. TRIPI:** 72A-45, please.

02:18PM 9 **BY MR. TRIPI:**

02:18PM 10 Q. Is that what you were describing?

02:18PM 11 A. Yes.

02:18PM 12 Q. The steroids?

02:18PM 13 A. Yes.

02:18PM 14 **MR. TRIPI:** Can we show 72A-48 and 49 next to each

02:18PM 15 other.

02:18PM 16 **BY MR. TRIPI:**

02:18PM 17 Q. Tell the jury what they're looking at there in 72A-48 on

02:18PM 18 the left, and then 49 on the right.

02:18PM 19 A. 48 is a handgun. I can't tell the manufacturer from what

02:19PM 20 I can see. And then also 49 is another handgun.

02:19PM 21 **MR. TRIPI:** Can we show 72A-50, please.

02:19PM 22 **THE WITNESS:** That's also a handgun.

02:19PM 23 **BY MR. TRIPI:**

02:19PM 24 Q. How many firearms did you recover from that residence?

02:19PM 25 A. 14 in total.

02:19PM 1 **MR. TRIPI:** Can we go to 72A-55.

02:19PM 2 **BY MR. TRIPI:**

02:19PM 3 Q. And do you recognize this item?

02:19PM 4 A. That's the ledger that I described earlier.

02:19PM 5 Q. And is it opened to a Super Bowl square page?

02:19PM 6 A. Yes.

02:19PM 7 Q. Was this is also seized as its own item of evidence?

02:19PM 8 A. Yes, it was.

02:20PM 9 Q. I'm going to hand you up Government Exhibit 75. First
02:20PM 10 I'm going to ask you while it's sealed if you recognize it,
02:20PM 11 okay?

02:20PM 12 **MR. MacKAY:** What number is it?

02:20PM 13 **MR. TRIPI:** 75.

02:20PM 14 **BY MR. TRIPI:**

02:20PM 15 Q. Do you recognize Exhibit 75?

02:20PM 16 A. I do.

02:20PM 17 Q. What do you recognize it to be?

02:20PM 18 A. It's the notebook from the photograph.

02:20PM 19 Q. How do you recognize it to be that notebook from the
02:20PM 20 photograph that is depicted in 72A-55?

02:20PM 21 A. From the evidence markings, and then also the same Super
02:20PM 22 Bowl page is visible through the bag.

02:20PM 23 **MR. TRIPI:** The government offers Exhibit 75,
02:20PM 24 Your Honor.

02:21PM 25 **MR. MacKAY:** Judge, I'm going to object just on a

1 cumulative basis unless the something the photo shows that the
2 notebook doesn't.

3 **THE COURT:** Is that your objection?

4 **MR. MacKAY:** Yes.

5 **THE COURT:** It's overruled.

6 **MR. TRIPI:** Thank you, Your Honor. We'll stick with
7 the photo for purposes of splaying in court, though.

8 Ms. Champoux, can you do your best, and it might be
9 on an angle, but can you zoom in on sort of the top third?
10 Can you -- can you rotate it, or no, on this? Can you rotate
11 it for the jury one more time? That's the best we can do?
12 Okay. Zoom in on the top half.

13 **BY MR. TRIPI:**

14 Q. Do you see an entry labeled number 6?

15 A. Yes.

16 Q. What does that say?

17 A. It says Matt Lo, L-O.

18 Q. So Matt Lo, L-O. Are you familiar with a Matt LoTempio
19 from this investigation?

20 A. Yes.

21 **MR. MacKAY:** Objection to foundation here. And
22 speculation, as well, without the foundation.

23 **THE COURT:** Overruled.

24 **BY MR. TRIPI:**

25 Q. Now, entry number 8. Are you familiar with Ron Serio?

02:22PM 1 A. Yes.

02:22PM 2 **MR. TRIPI:** Ms. Champoux, can we -- give me one
02:22PM 3 second. Can we look at number --

02:22PM 4 **BY MR. TRIPI:**

02:22PM 5 Q. Do you see number 42, the second column there?

02:22PM 6 A. Yes.

02:22PM 7 Q. What does that say?

02:22PM 8 A. It said Pete G Jr.

02:22PM 9 Q. Is Peter Gerace a junior?

02:22PM 10 A. Yes.

02:22PM 11 Q. I'm going to go to that third row for a moment. Do you
02:23PM 12 see number 66?

02:23PM 13 A. Yes.

02:23PM 14 Q. What's that name?

02:23PM 15 A. Wayne.

02:23PM 16 Q. Are you familiar with a Wayne Anderson being a name in
02:23PM 17 this investigation?

02:23PM 18 A. Yes.

02:23PM 19 **MR. TRIPI:** Can you zoom out of that, Ms. Champoux.
02:23PM 20 Try to get us more of this first row here.

02:23PM 21 **BY MR. TRIPI:**

02:23PM 22 Q. Can you see it well enough from where you are?

02:23PM 23 A. I can see it without the zoom.

02:23PM 24 Q. We'll zoom out. Number 14, what name is there?

02:23PM 25 A. It says Wayne again.

02:23PM 1 Q. How about number 26. Can you highlight?

02:23PM 2 A. Tom Napoli.

02:23PM 3 Q. How about number 28?

02:23PM 4 A. Dave Oddo.

02:23PM 5 Q. O-D-D-O?

02:23PM 6 A. O-D-D-O.

02:24PM 7 **MR. TRIPI:** Bear with me just a moment.

02:24PM 8 Can you highlight number 54, please? Or can you read
02:24PM 9 54? I didn't mean highlight, I meant zoom in on it. Thank
02:24PM 10 you.

02:24PM 11 **BY MR. TRIPI:**

02:24PM 12 Q. Can you read 54 now?

02:24PM 13 A. J.

02:24PM 14 Q. No, 54. You have to read it on an angle there.

02:24PM 15 A. Marcus.

02:24PM 16 Q. Are you familiar with a Marcus Black?

02:24PM 17 A. Yes.

02:24PM 18 Q. Is that person associated with Pharaoh's?

02:24PM 19 A. Yes.

02:24PM 20 **MR. TRIPI:** Can you zoom out?

02:24PM 21 **BY MR. TRIPI:**

02:24PM 22 Q. Do you see that name, number 60 again?

02:24PM 23 A. Yes, it's Dave Oddo again, O-D-D-O.

02:24PM 24 Q. 77, do you see that name?

02:24PM 25 A. Yes.

02:24PM 1 Q. What's that name?

02:25PM 2 A. Piazza.

02:25PM 3 Q. Are you familiar with a Mike Piazza name in this case?

02:25PM 4 A. Yes.

02:25PM 5 **MR. TRIPI:** Okay. You can take that down,

02:25PM 6 Ms. Champoux. Can we pull up 72A-56, please?

02:25PM 7 **BY MR. TRIPI:**

02:25PM 8 Q. Is this Super Bowl squares you recovered?

02:25PM 9 A. Yes, the poster I described.

02:25PM 10 Q. Do you see a name M Vacarro there?

02:25PM 11 A. Yes. It's in --

02:25PM 12 Q. Under -- it's under 4 and 6?

02:26PM 13 A. Yes, I see it, 6.

02:26PM 14 Q. Next to that, do you see the name Marcus?

02:26PM 15 A. Yes.

02:26PM 16 Q. 1 and 0, do you see the name Russ Jr.?

02:26PM 17 A. Yes.

02:26PM 18 Q. Going to 7 on the Philly Eagles side, and number 5 on the
02:26PM 19 Patriots top, do you see Piazza?

02:26PM 20 A. Yes.

02:26PM 21 Q. Top right there, do you see PG Jr.?

02:27PM 22 A. Yes, the top row, all the way to the right.

02:27PM 23 **MR. TRIPI:** You can take that one down. Okay.

02:27PM 24 Ms. Champoux, can you pull up Government Exhibit 72A-59 and 58
02:27PM 25 next to one another?

2 Q. Now I think earlier you mentioned under the stairs going
3 into the basement in that room where there were firearms and
4 THC vape cartridges that we've already seen there were also
5 THC gummies?

7 | Q. Packages of them?

9 | Q. How many edible marijuana gummy packages were recovered?

11 Q. Are those a valuable commodity for resale?

13 **MR. TRIPI:** For the record, I've handed up
14 Government Exhibit 79, Your Honor.

16 Q. Do you see Government Exhibit 79?

18 Q. What do you recognize that to be?

19 A. It's a -- some of the edibles from the photo. Maybe all
20 of them in one box.

21 | Q. How do you recognize it?

22 A. From the evidence packaging and markings. And then also
23 from just their general appearance.

24 Q. Is Exhibit 79, is it substantially in the same condition
25 today as when it was recovered from the residence?

02:29PM 1 A. This box is different, but the packages are consistent.

02:29PM 2 Q. Okay. And that exterior box has your his case numbers
02:29PM 3 for this case on it?

02:29PM 4 A. Yes. It's an HSI evidence box.

02:29PM 5 Q. And does it have the name Anthony Gerace on it?

02:29PM 6 A. Yes.

02:29PM 7 Q. And through that labelling, through that labelling, are
02:29PM 8 you able to identify it as coming from Mr. Gerace's
02:29PM 9 residence?

02:29PM 10 A. Yes.

02:29PM 11 Q. Is it upside down?

02:29PM 12 A. It is upside down. I was just -- and it's covered with
02:29PM 13 tape. But I can see everything that you're asking me about.

02:29PM 14 **MR. TRIPI:** Okay. Your Honor the government offers
02:29PM 15 Exhibit 79.

02:29PM 16 **MR. MacKAY:** No objection, Your Honor.

02:29PM 17 **THE COURT:** Received without objection.

02:29PM 18 **(GOV Exhibit 79 was received in evidence.)**

02:29PM 19 **MR. TRIPI:** I'll publish it as best I can for the
02:30PM 20 jury.

02:30PM 21 **BY MR. TRIPI:**

02:30PM 22 Q. And similar to how you did before, can you read the
02:30PM 23 packaging as one example?

02:30PM 24 A. So the -- looks like the brand name is SuperFly. Then it
02:30PM 25 says gummy, and soft candy, 400 MG, THC.

02:30PM 1 Q. That's milligrams?

02:30PM 2 A. Yes.

02:30PM 3 Q. 400 milligrams?

02:30PM 4 A. There's some really small print that I can't make out.

02:30PM 5 Q. Are they all different flavors, types?

02:30PM 6 A. Yes, different shapes.

02:30PM 7 **MR. TRIPI:** Your Honor, I'm going to publish it for
02:30PM 8 the jury.

02:31PM 9 Can we go to 72A-60.

02:31PM 10 **BY MR. TRIPI:**

02:31PM 11 Q. Is that another picture of a firearm that was in
02:31PM 12 proximity to the marijuana evidence?

02:31PM 13 A. Yes.

02:31PM 14 **MR. TRIPI:** Can we go to 72A-61, please?

02:31PM 15 **BY MR. TRIPI:**

02:31PM 16 Q. Is that a look inside one of those boxes we already saw
02:31PM 17 with the vape oil packages?

02:31PM 18 A. Yes.

02:31PM 19 **MR. TRIPI:** Can we go to 72A-62. And can you put
02:32PM 20 next to that 63. And if you can fit three, Ms. Champoux, can
02:32PM 21 we 64 on the same screen, as well? 62, 63, 64. Thank you.

02:33PM 22 **BY MR. TRIPI:**

02:33PM 23 Q. So, Mr. Ryan, was there also bulk marijuana in plant form
02:33PM 24 recovered from Mr. Gerace's residence, Anthony Gerace?

02:33PM 25 A. Yes. Approximately 7.9 kilograms of marijuana.

02:33PM 1 Q. Handing up Government Exhibit 77. Special Agent Ryan,
02:34PM 2 take a moment to inspect that as best you can. You can stand
02:34PM 3 up if you need to. It's on the reverse side because I wanted
02:34PM 4 to make it harder for you.

02:34PM 5 A. It's on both sides. I'm okay.

02:34PM 6 Q. Do you recognize that evidence?

02:34PM 7 A. Yes.

02:34PM 8 Q. Other than being removed from the black duffle bags and
02:34PM 9 packaging and put into a box, is that the marijuana evidence,
02:34PM 10 the bulk marijuana depicted in the photos 72A-62, 63, and 64?

02:34PM 11 A. Yes.

02:34PM 12 Q. Is it -- other than the change in the packaging, is it in
02:34PM 13 the same or substantially same condition today as when it was
02:34PM 14 removed from Mr. Gerace's residence in Clarence?

02:34PM 15 A. The only change we made to it was that we took samples
02:34PM 16 from it to send to the lab.

02:34PM 17 Q. Okay. Other than that --

02:34PM 18 A. Other than that, it's not changed.

02:35PM 19 **MR. TRIPI:** Okay. Your Honor, with that, I offer
02:35PM 20 Government Exhibit 77.

02:35PM 21 **MR. MacKAY:** No objection, Your Honor.

02:35PM 22 **THE COURT:** Received without objection.

02:35PM 23 **(GOV Exhibit 77 was received in evidence.)**

02:35PM 24 **MR. TRIPI:** Thank you. Your Honor, just for record,
02:35PM 25 I'm taking out a sampling of it just to show the jury.

1
2
3
4
5
6
7
8
9
L 0
L 1
L 2
L 3
L 4
L 5
L 6
L 7
L 8
L 9
2 0
2 1
2 2
2 3
2 4
2 5

Q. Thank you. So just to summarize, we didn't look at all the photos of firearms, but there were 14 total firearms?

Q. 562 rounds of ammunition?

Q. 991 THC oil vape cartridges?

Q. 394 edible marijuana gummy packages?

Q. And approximately 7.9 kilograms of marijuana?

Q. Who else was present during the execution of the search warrant other than law enforcement?

Q. Is that a woman who was with Mr. Gerace?

A. Yes, and their child was there also, their newborn child.

Q. As -- as you were bringing Anthony Gerace from the residence taking him into custody, he was under arrest

correct?

A. Yes.

Q. Do you recall Anthony Gerace giving any directives or say -- giving any directions to Lauren as you walked Anthony Gerace out of the residence?

MR. MacKAY: Objection, hearsay.

02:36PM

1

MR. TRIPI: Directives are not hearsay.

02:36PM

2

THE COURT: He asked only for directives.

02:36PM

3

MR. TRIPI: That's correct.

02:36PM

4

THE COURT: So overruled.

02:36PM

5

BY MR. TRIPI:

02:36PM

6

Q. Did you -- did you hear Anthony Gerace give Lauren a

02:36PM

7

directive?

02:36PM

8

THE COURT: Any commands.

02:37PM

9

THE WITNESS: Yes. Yes. I understand.

02:37PM

10

He told her to call Peter.

02:37PM

11

THE COURT: And you heard that yourself?

02:37PM

12

THE WITNESS: Yes, Your Honor, I was right next to

02:37PM

13

him.

02:37PM

14

MR. TRIPI: Okay. I'd like to move on to another

02:37PM

15

aspect of the investigation. Okay. Ms. Champoux you can take

02:37PM

16

those down. Can we pull up Government Exhibit 97 in evidence.

02:37PM

17

BY MR. TRIPI:

02:37PM

18

Q. And I'll ask you some questions about this later on, but

02:37PM

19

just generally, did you become aware during the course of

02:37PM

20

your investigation that on or about November 1st, 2018, that

02:37PM

21

Mr. Bongiovanni had provided a memo to his management at DEA?

02:38PM

22

A. Yes.

02:38PM

23

Q. And is this a copy of that November 1st, 2018 memo?

02:38PM

24

A. The first page of it, yes.

02:38PM

25

MR. TRIPI: And can we just flip through the other

pages, Ms. Champoux, maybe give each page like a second or two for the witness?

THE WITNESS: I recognize the attachment so far.

MR. TRIPI: Slow down just a touch, Ms. Champoux.

Thank you.

BY MR. TRIPI:

Q. Okay. Did you review that November 1st, 2018, memo and all the attachments at some point as the investigation progressed?

A. Yes, I did.

Q. Did you also review --

BY MR. TRIPI:

Q. Can we pull up Exhibit 98. And is there a second page on that one, Ms. Champoux?

BY MR. TRIPI:

Q. As the investigation progressed, did you also review Exhibit 98, this December 10th, 2018 memo?

A. Yes.

MR. TRIPI: Can we pull up Exhibit 99.

BY MR. TRIPI:

Q. And is Exhibit 99 a January 28, 2019 memo --

A. Yes.

Q. -- written by Mr. Bongiovanni to his management?

A. Yes.

Q. And did you review this memo as well as the attachments?

02:40PM 1 A. Yes, I did.

02:40PM 2 Q. Okay. We'll come back to those in a moment. But were
02:40PM 3 all of those memos --

02:40PM 4 **MR. TRIPI:** Would you take those down for now?

02:40PM 5 **BY MR. TRIPI:**

02:40PM 6 Q. Were all of those memos authored and submitted prior
02:40PM 7 to -- ultimately when you learned of Mr. Bongiovanni's
02:40PM 8 retirement?

02:40PM 9 A. Yes, I think that the last one might have been on his
02:40PM 10 last day or close to his last day.

02:40PM 11 Q. Was that last one January 28, 2019, dated the same day
02:40PM 12 you were executing search warrants at Anthony Gerace's
02:40PM 13 residence, simultaneously with Special Agent Halliday at
02:40PM 14 Michael Sinatra's?

02:40PM 15 A. Yes.

02:40PM 16 Q. And sometime after you reviewed those memos, did you
02:40PM 17 learn that DOJ OIG was going to be interviewing
02:40PM 18 Mr. Bongiovanni on March 29th, 2019?

02:40PM 19 A. Yes.

02:40PM 20 Q. Now by that point in time, by the time of that March 29,
02:41PM 21 2019 interview, were you working with OIG Special Agent David
02:41PM 22 Carpenter?

02:41PM 23 A. Yes.

02:41PM 24 Q. Who else were you principally working on this
02:41PM 25 investigation with at that point?

02:41PM 1 A. Special Agent Halliday.

02:41PM 2 Q. From HSI?

02:41PM 3 A. From HSI.

02:41PM 4 Q. And were you aware that Special Agent Carpenter was

02:41PM 5 planning to attempt to interview then-retired former Special

02:41PM 6 Agent Joseph Bongiovanni on March 29, 2019?

02:41PM 7 A. Yes.

02:41PM 8 Q. Were there any discussions you had regarding the

02:41PM 9 parameters of Special Agent Carpenter's interview?

02:41PM 10 A. Yes. Yes, we talked about --

02:41PM 11 Q. Wait for my next question.

02:41PM 12 What were the parameters of -- that you had discussed

02:41PM 13 with him for his interview? In other words, was there a plan

02:41PM 14 for what he would discuss and what he wouldn't discuss?

02:41PM 15 A. Yep. The plan was for him to discuss the allegations

02:41PM 16 that Tony made about the race-related comments, but then omit

02:42PM 17 the allegations that Mr. Serio made.

02:42PM 18 Q. And was he also to interview him about the memos we just

02:42PM 19 looked at?

02:42PM 20 A. Yes.

02:42PM 21 Q. So, was the scope of Special Agent Carpenter's interview

02:42PM 22 limited to the race-related comments by Casullo, and the

02:42PM 23 contents of the memos that the defendant himself drafted?

02:42PM 24 A. Yes.

02:42PM 25 **THE COURT:** Mr. Tripi, is this a good time to break.

02:42PM 1 **MR. TRIPI:** Sure is, Judge.

02:42PM 2 **THE COURT:** Okay. So we will break for the day.

02:42PM 3 Remember my instructions about not communicating

02:42PM 4 about this case with anyone, including each other. Don't

02:42PM 5 read, or listen to, or watch any news coverage of the case, if

02:42PM 6 there is any, while the trial is in progress.

02:42PM 7 Don't use tools of technology to research the case or

02:42PM 8 to communicate about the case. And don't make up your mind

02:42PM 9 about anything until the case has been submitted to you.

02:42PM 10 We'll see you tomorrow morning at 9:30. We will go

02:42PM 11 from 9:30 until roughly 11:30, take a break then, and then go

02:43PM 12 from quarter to 12 until probably quarter to 2 or so. And

02:43PM 13 then we'll break for the week tomorrow. Okay?

02:43PM 14 So everybody drive carefully. Get a good night

02:43PM 15 sleep. And we'll see you in the morning.

02:43PM 16 (Jury excused at 2:43 p.m.)

02:43PM 17 **THE COURT:** Anything for the record before we break?

02:43PM 18 **MR. TRIPI:** No, Your Honor. Well, I guess one thing.

02:43PM 19 Special Agent -- I'll say it in front of everyone -- Special

02:43PM 20 Agent Ryan, although we're allowed to talk because you're on

02:43PM 21 direct, I'm not going to talk to you. Don't talk to anybody

02:44PM 22 because I just prefer to not have that happen. Okay? So go

02:44PM 23 back to your hotel room and go hang out. Okay?

02:44PM 24 **THE COURT:** Watch college basketball. There's some

02:44PM 25 good basketball on TV.

02:44PM 1 Okay. Anything from the defense?

02:44PM 2 **MR. MacKAY:** No, Your Honor.

02:44PM 3 **THE COURT:** Okay. We'll see you folks tomorrow
02:44PM 4 morning at 9:30. Thanks.

02:44PM 5 **THE CLERK:** All rise.

02:44PM 6 (Proceedings concluded at 2:44 p.m.)

02:44PM 7 (Excerpt concluded at 2:44 p.m.)

8 * * * * *

9

10

11

12

13 **CERTIFICATE OF REPORTER**

14

15 In accordance with 28, U.S.C., 753(b), I
16 certify that these original notes are a true and correct
17 record of proceedings in the United States District Court for
18 the Western District of New York on March 13, 2024.

19

20

21 s/ Ann M. Sawyer

22 Ann M. Sawyer, FCRR, RPR, CRR
23 Official Court Reporter
24 U.S.D.C., W.D.N.Y.
25

TRANSCRIPT INDEXEXCERPT OF CURTIS RYANMARCH 13, 2024W I T N E S SP A G E

C U R T I S R Y A N

2

DIRECT EXAMINATION BY MR. TRIPI:

2

E X H I B I T SP A G E

GOV Exhibit 72

33

GOV Exhibits 78-1 and 2

37

GOV Exhibit 79

47

GOV Exhibit 77

49